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January 30, 2003

Via Electronic Filing

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Notice of Ex Parte Presentation
IB Docket No. 01-338

Dear Ms. Dortch:

On January 28, 2003, Mark Neporent, the Co-Chairman of the Official Committee (“Committee”) of Unsecured Creditors of WorldCom, Inc. (“WorldCom”), and Tom Davidson and Phil Marchesiello, Federal Communications Commission (“Commission”) counsel to the Committee, met individually with Jordan Goldstein, legal advisor to Commissioner Michael Copps, Christopher Libertelli, legal advisor to Chairman Michael Powell, and Daniel Gonzalez, legal advisor to Commissioner Kevin Martin, to discuss the Commission’s consideration of issues relevant to the above-referenced docket. In addition, Mr. Marchesiello and Mr. Nicholas Alexander, also FCC counsel to the Committee, met with Matthew Brill, legal advisor to Commissioner Kathleen Abernathy.

Mr. Neporent attended these meetings on behalf of the Committee to provide the commissioners’ legal advisors with the Committee’s perspective on some of the basic issues under consideration by the Commission in its Triennial Review proceeding. The Committee, which is comprised of 15 members—13 financial institutions and 2 trade creditors, was created under bankruptcy law to represent WorldCom’s thousands of unsecured creditors. WorldCom’s creditors include vendors and other carriers; institutional pools of capital, such as insurance companies, pension funds, and university endowments; banks and other financial institutions; and mutual funds, which in turn represent hundreds of thousand of individual investors. The Creditors have a substantial interest in the outcome of the proceeding. In the aggregate, the Creditors are owed in excess of \$40 billion dollars by WorldCom. Further, subject to Commission approval, it is likely that WorldCom’s Creditors will hold a majority equity interest in WorldCom when it exits bankruptcy later in the year.

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The Committee representatives explained during these meetings that Congress had two primary objectives in enacting the Telecommunications Act of 1996: (i) to increase competition, and (ii) to promote investment. The Committee argued that the FCC should not abandon local competition in an attempt to increase regional Bell operating company ("RBOC") investment. UNE-P is important to the ability of competitive local exchange carriers ("CLECs") to enter residential local exchange markets in competition with RBOCs. As WorldCom and other CLECs have demonstrated to the Commission in its Triennial Review proceeding, initial entry into residential local markets by CLECs using UNE-P ultimately will lead to investment by CLECs in facilities deployment. By contrast, significant reduction in CLEC access to UNE-P as a market entry tool will make it harder for CLECs to raise capital and potentially weaken CLECs' ability to compete with RBOCs. RBOCs only will have incentive to continue to invest in their networks if they face long-term competition. Monopolists have no incentive to invest and innovate. Thus, the Committee representatives argued, over the long term, a vibrantly competitive telecommunications industry is the best path to increased telecommunications investment.

Pursuant to sections 1.1206(b)(1) and 1.1206(b)(2) of the Commission's rules, this letter is being filed with the Office of the Secretary.

Sincerely,

/s/ Phil Marchesiello, Esq.

Phil Marchesiello, Esq.

cc: Jordan Goldstein
Christopher Libertelli
Daniel Gonzalez
Matthew Brill